

CORONADO TECHNOLOGY, INC.,)	AGBCA No. 2003-138-1
)	
Appellant)	
)	
Representing the Appellant:)	
)	
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)	
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DECISION OF THE BOARD OF CONTRACT APPEALS

September 7, 2004

Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion for the Board by Administrative Judge POLLACK.

This appeal arises out of Contract No. 54-83A7-1-4, issued by the U. S. Department of Agriculture, Forest Service, Northern Acquisition Management Zone, Albuquerque, New Mexico, and Coronado Technology, Inc. of Farmington, New Mexico. The appeal was from a Contracting Officer's decision dated October 3, 2002, terminating for cause Appellant's contract due to the failure to complete the Barracks Building. Appellant's timely appeal was received by the Board on December 11, 2002.

The Board has jurisdiction over the timely-filed appeal pursuant to the Contract Disputes Act of 1978, 41 U.S.C. §§ 601-613, as amended (CDA).

Soon after docketing, the parties requested various extensions as to pleadings and the preparation of the Appeal File, so as to give them time to engage in discussions in an attempt to reach a

settlement. The Board continued to monitor matters and received requests for and granted a number of additional extensions.

On May 4, 2004, the Board received from Appellant a Voluntary Dismissal of Action, dated April 29, 2004. The Appellant, through counsel, asked that the matter be voluntarily dismissed since it had been resolved.

DECISION

The parties have resolved the appeal voluntarily. Accordingly, it is dismissed with prejudice.

HOWARD A. POLLACK
Administrative Judge

Concurring:

JOSEPH A. VERGILIO
Administrative Judge

ANNE W. WESTBROOK
Administrative Judge

Issued at Washington, D.C.
September 7, 2004